



IN THE UNITED STATES

PATENT AND TRADEMARK OFFICE

APPLICANT:

Albert K. Chin

APPLICATION NO.:

10/696,381

FILING DATE:

October 28, 2003

TITLE:

Longitudinal Dilator

EXAMINER:

Not Yet Assigned

GROUP ART UNIT:

3731

ATTY. DKT. NO.:

80121-08565

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below:

Datad

5123/06

D

Albert C. Smith, Reg. No.: 20,355

05/30/2006 SDENBOB1 00000005 10696381

MAIL STOP PETITION COMMISSIONER FOR PATENTS P.O. BOX 1450

01 FC:1453

1500.00 OP

ALEXANDRIA, VA 22313-1450

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR §1.137(b)

Sir:

- 1. This application became abandoned after February 27, 2004.
- 2. This application became abandoned because the failure to timely file a rescission of a non-publication request was due to an

unintentional delay. The entire delay in filing the required rescission from the due date until the filing of this petition was unintentional 37 C.F.R. §1.37(b)(3).

- 3. No response is required to an outstanding official action.
- 4. Fee (37 C.F.R. 1.17(m)):

Application status is:

- Small business entity fee \$750.00
- Other than small entity fee \$1,500.00.
- 5. Payment of fee:
 - \square By check #3772107 in the amount of \$1,500.00.
- Authorization is hereby made to charge any additional amount due or credit any over-payment to Deposit Account No. 19-2555.

A duplicate of this petition is attached.

Respectfully submitted, Albert K. Chin

Dated: 5 23 06 By: Reg. No. 20,355

Fenwick & West LLP 801 California Street Mountain View, CA 94041 Telephone (650) 335-7296 Fax (650) 938-5200

PE HO								
MAY 2 to 2006 BY		Application Number			10/696,381			
		Filing Date			October 28, 2003			
NSMITTAL FORM		First Named Inventor			Albert K. Chin			
(to be used for all correspondence during pendency of filed application)			Group Art Unit Number			3731		
			Exar	niner	Name	Not Yet Assigned		
Total Number of Pag	es in This Submission	7	Attorney Docket Number			80121-08565		
	ENCL	OSURES	(ch	eck	all that apply	()		
Return Receipt Response to Not Assignment & F Declaration Power of Attorn Application Data Information Disc Copie Request for Con Amendment/Re	etice to File Missing Par Recordation Cover Sheet ey a Sheet closure Statement & PT es of IDS Cited Reference rrected Filing Receipt	ts t O/SB/08A ces			Issue Fee Transi Letter to Chief Di Formal Drawing() [] Sheet(s Appeal Commun Interferences Appeal Commun (Appeal Notice, Certified Copy of After Allowance of Petition for Revi Abandoned Uni §1.137(b) (in di	raftsperson s): s) of Figure(s) [ication to Board lication to Grou Brief, Reply Brief Priority Docum Communication val of an Applic intentionally Un	d of Appeals and p ef) nent(s) n to Group eation for Patent	
After Final				님		•	·	
Status Request Revocation and Substitute Power of Attorney								
REMARKS:								
	SIGNA	TURE OF	ATT	ORN	IEY OR AGEI	NT		
Signature:		Q	3 (م	Smi	th		
Attorney/Reg. No.: Albert C. Smith, Reg. No. 20,355 Dated:								
CERTIFICATE OF MAILING I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.								
Signature:	<u> </u>	a.	_(_	^	Dru M		121211	
Typed or Printed Na		<u> </u>				Dated:	7(53/00	
Express Mail Mailing	Number (optional):							

FEE TRANSMITTAL for FY 2006

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,500.00

Complete if Known					
Application Number	10/696,381				
Filing Date	October 28,2003				
First Named Inventor	Albert K. Chin				
Examiner Name	Not Yet Assigned				
Art Unit	3731				
Attorney Docket No.	80121-08565				

METHOD OF PAYME	NT (check all that apply)				FE	EE CALCULATION (continued)	
Check Credit Card Deposit Account:	Money Order Other None	3. AD	DITIONA	AL FEE	S		•
Deposit Account Number	19-2555	<u>Large E</u>	Entity	Small E	Entity	Fee Description	Fee Paid
Deposit Account Name	Fenwick & West LLP	Fée Code	Fee (\$)	Fee Code	Fee (\$)		
The Commissioner is autho	rized to: (check all that apply)	1051	130	2051	65	Surcharge - late filing fee or oath or declaration	
☐ Charge fee(s) indicated b	pelow 🛛 Credit any overpayments	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
Charge all required fee(s) or any underpayment of fee(s) due		1053	130	1053	130	Non-English specification	
under 37 CFR §1.16 or § application	1.17 during the pendency of this	1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
Charge fee(s) indicated below, except for the filing fee to		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
the above-identified deposit account.		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
FEE CALCULATION			120	2251	60	Extension for reply within first month	
1. BASIC FILING FEE		1252	450	2252	225	Extension for reply within second month	
Large Entity Small Entity		1253	1020	2253	510	Extension for reply within third month	
Fee Fee Fee	Fee Description Fee Paid	1254	1,590	2254	795	Extension for reply within fourth month	
Code (\$) Code (\$)		1255	2,160	2255	1,080	Extension for reply within fifth month	
		1401	500	2401	250	Notice of Appeal	<u> </u>
	 	1402	500	2402	250 500	Filing a brief in support of an appeal	
		1403 1451	1000 1,510	1451	1,510	Request for oral hearing Petition to institute a public use proceeding	
					250	Petition to revive - unavoidable	
 SUBTOT	ral (1) (\$) 0	1452 1453	500 1,500	2452	750	Petition to revive - unintentional	1,500
	FOR UTILITY AND REISSUE	1501	1,400	2501	700	Utility issue fee (or reissue)	1,500
	Claims Fee from Foe Paid	1502	800	2502	400	Design issue fee	
Total Claims -20**=	X = =	1502	1100	2502	550	Plant issue fee	
Independent	x = =	1460	,,,,,	1460		Petitions to the Director	
Claims		1807	50	1807	50	Processing fee for Provisional Applications	
Large Entity Small Entity		1806	180	1806	180	Submission of Information Disclosure Stmt	
le., e., le., e.,	Fee Description	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1 11 1 11	Claims in excess of 20	1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1201 200 2201 100	Independent claims in excess of 3	1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1203 360 2203 180	Multiple dependent claim, if not paid	1801	790	2801	395	Request for Continued Examination (RCE)	
1204 200 2204 100	**Reissue independent claims over original patent	1802	900	1802	900	Request for expedited examination of a design application	
1205 50 2205 25	**Reissue claims in excess of 20 and over original patent	Other f	fee (specif	y)			
SUBTOT	TAL (2) (\$) 0					SUBTOTAL (3) (\$) 1,500	0.00
	greater; For Reissues, see above	•Reduc	ed by Basi	c Filing F	ee Paid	305101AL (3) (4) 1,000	
			-				

SUBMITTED BY	UBMITTED BY Complete (if applicable)						
Name (Print/Type)	Albert C. Smith	Registration No. (Attorney/Agent)	20,355	Telephone 650.335.7296			
Signature	Q.C	Smith	Date	2/52/06			